

E-FILED - 1/19/11

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re CONSECO INSURANCE CO.
ANNUTY MARKETING & SALES
PRACTICES LITIG.) Case No.: C-05-04726-RMW
)
) CLASS ACTION
)
) ORDER VACATING
) HEARING ON PLAINTIFF'S MOTION FOR
) CLASS CERTIFICATION AND SETTING A
) HEARING DATE OF MARCH 25, 2011 FOR
) PRELIMINARY APPROVAL OF
) SETTLEMENT
)
This Case Relates To:
ALL ACTIONS.

1 Good cause appearing therefore, and pursuant to the stipulation of the parties, IT IS
2 HEREBY ORDERED that:

3 1. The hearing on plaintiff's motion for class certification previously scheduled for
4 January 21, 2011 is vacated.

5 2. The parties shall dutifully work on securing and executing full and final
6 documentation of their January 18, 2011 settlement;

7 3. A hearing regarding preliminary approval of the settlement shall be held on March
8 25, 2011 commencing at 9:00 a.m.

9 IT IS SO ORDERED

10 DATED: 1/19/11



11
12 THE HONORABLE RONALD M. WHYTE
13 UNITED STATES DISTRICT JUDGE
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